

Scott S. Christie  
Matthew A. Sklar  
Ravin R. Patel  
**McCARTER & ENGLISH, LLP**  
Four Gateway Center  
100 Mulberry Street  
Newark, New Jersey 07102  
Phone: (973) 848-5388  
Fax: (973) 297-3981

Lee Carl Bromberg  
Thomas R. Fulford  
**McCARTER & ENGLISH, LLP**  
265 Franklin St.  
Boston, Massachusetts 02110  
Phone: (617) 449-6500  
Fax: (617) 607-9200

*Counsel for Defendants Xactware  
Solutions, Inc. and Verisk Analytics, Inc.*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

EAGLE VIEW TECHNOLOGIES, INC.  
and PICTOMETRY INTERNATIONAL  
CORP.,

Plaintiffs,

v.

XACTWARE SOLUTIONS, INC. and  
VERISK ANALYTICS, INC.,

Defendants.

Civil Action No. 15-cv-07025-RBK-JS

**Motion Date:** *See D.E. 458*

**ORAL ARGUMENT REQUESTED**

**NOTICE OF DEFENDANTS XACTWARE SOLUTIONS, INC.'S AND  
VERISK ANALYTICS, INC.'S MOTION FOR  
SUMMARY JUDGMENT OF EQUITABLE ESTOPPEL**

**TO: ALL COUNSEL OF RECORD**

**PLEASE TAKE NOTICE** that Defendants Xactware Solutions, Inc. and Verisk Analytics, Inc. (collectively, "Defendants") will move this Court at the Mitchell H. Cohen Building & U.S. Courthouse, 4th & Cooper Streets, Camden, NJ 08101, before the Honorable Robert B. Kugler, U.S.D.J., for entry of an Order granting Defendants' Motion for Summary Judgment of Equitable Estoppel in its entirety and holding that Plaintiff Eagle View Technologies, Inc.'s claims are barred by equitable estoppel.

**PLEASE TAKE FURTHER NOTICE** that Defendants will rely upon the Memorandum submitted with this Notice of Motion, Statement of Material Facts Not in Dispute, the Declaration of Scott S. Christie, supporting exhibits, and upon all pleadings and proceedings on file herein.

**PLEASE TAKE FURTHER NOTICE** that a Proposed Order granting Defendants' motion is attached.

Dated: August 31, 2018

Respectfully submitted,

*s/Scott S. Christie*  
Scott S. Christie  
Matthew A. Sklar  
Ravin R. Patel  
**McCARTER & ENGLISH, LLP**  
Four Gateway Center  
100 Mulberry Street  
Newark, New Jersey 07102  
Phone: (973) 848-5388

Fax: (973) 297-3981

Lee Carl Bromberg  
Thomas R. Fulford  
**McCARTER & ENGLISH, LLP**  
265 Franklin St.  
Boston, Massachusetts 02110  
Phone: (617) 449-6500  
Fax: (617) 607-9200

*Counsel for Defendants Xactware  
Solutions, Inc. and Verisk Analytics, Inc.*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that true copies of the foregoing NOTICE OF DEFENDANTS XACTWARE SOLUTIONS, INC.'S AND VERISK ANALYTICS, INC.'S MOTION FOR SUMMARY JUDGMENT OF EQUITABLE ESTOPPEL and supporting documents were caused to be served on August 31, 2018 via email and/or the ECF system upon all counsel of record.

Dated: August 31, 2018

Respectfully submitted,

*s/Scott S. Christie*

Scott S. Christie

Matthew A. Sklar

Ravin R. Patel

**McCARTER & ENGLISH, LLP**

Four Gateway Center

100 Mulberry Street

Newark, New Jersey 07102

Phone: (973) 848-5388

Fax: (973) 297-3981

Lee Carl Bromberg

Thomas R. Fulford

**McCARTER & ENGLISH, LLP**

265 Franklin St.

Boston, Massachusetts 02110

Phone: (617) 449-6500

Fax: (617) 607-9200

*Counsel for Defendants Xactware  
Solutions, Inc. and Verisk Analytics, Inc.*